

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

RUSSELL BOURRIENNE, individually and on)	
behalf of all others similarly situated,)	
)	
Plaintiff,)	Case No. 10-cv-07295
)	
v.)	Judge Robert M. Dow, Jr.
)	
JOHN P. CALAMOS, SR., Trustee of the)	Magistrate Judge Susan E. Cox
Calamos Convertible Opportunities and Income)	
Fund, et al.,)	
)	
Defendants.)	
)	

**DEFENDANTS' JOINT STATUS REPORT REGARDING
BROWN v. CALAMOS, ET AL., NO. 10-cv-6558**

Defendants Weston W. Marsh, Joe F. Hanauer, John E. Neal, William R. Rybak, Stephen B. Timbers and David D. Tripple, by their attorneys, and defendants John P. Calamos, Sr., Calamos Advisors LLC and Calamos Asset Management, Inc., by their attorneys, respectfully submit this report to advise the Court of the status of *Brown v. Calamos, et al.*, No. 10-cv-6558 (N.D. Ill.). District Judge Elaine E. Bucklo's March 14, 2011 decision in *Brown* (holding that action barred by SLUSA, denying plaintiff Brown's motion to remand, and granting the *Brown* defendants' motion to dismiss pursuant to SLUSA) was the subject of this Court's Order of March 18, 2011, granting leave to the defendants in this action ("Defendants") to submit Judge Bucklo's decision as additional authority in support of Defendants' pending Joint Motion to Dismiss Plaintiff Bourrienne's Complaint. On April 4, 2011, the undersigned Defendants received notice of the filing by plaintiff Brown of a Notice of Appeal from the final judgment entered in *Brown* on March 14, 2011, which subsequently was docketed in the United States Court of Appeals for the Seventh Circuit on April 5, 2011, as Appeal No. 11-1758.

Dated: April 7, 2011

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Respectfully submitted,

Weston W. Marsh, Joe F. Hanauer,
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Stephen B. Timbers, and David D.
Tripple

By: /s/ John W. Rotunno
One of their attorneys

Defendants John P. Calamos, Sr.,
Calamos Advisors LLC, and Calamos
Asset Management, Inc.

By: /s/ Christian J. Mixter
One of their attorneys

CERTIFICATE OF SERVICE

The undersigned, an attorney, certifies that he caused the foregoing *Defendants' Joint Status Report Regarding Brown v. Calamos, et al., No. 10-cv-6558*, to be served automatically via CM/ECF upon the following counsel of record:

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